Application Number 10/824,007 Terminal Disclaimer Dated April 26, 2005 Attorney Docket Number 205327-9020

I, Christopher B. Austin, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

| OIP E VENT  | Michael Best & Friedrich LLP,   |
|---|---|
| ARR 2 9 70TS E  | Signature   |
| APR 2 9 2011 E  | April 26, 2005  Date of Signature   |
| Applicant: Steven C. Thompson, et al.   | ) Group Art Unit: 3634  |
| Serial No.: 10/824,007  | ) Examiner: Robert W. Gibson, Jr.   |
| Filed: April 14, 2004   | ) Confirmation No.: 5523  |
| For: "MODULAR RACK<br>CONVERSION APPARATUS  | ) Date: April 26, 2005  |
| AND METHOD"   | ) Atty. Ref. No.: 205327-9020   |
| Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450  |   |
| Applicant: Steven C. Thompson, et al.  Serial No.: 10/824,007  Filed: April 14, 2004  For: "MODULAR RACK CONVERSION APPARATUS AND METHOD"  Mail Stop Amendment Commissioner for Patents | Examiner: Robert W. Gibson, Jr.  Confirmation No.: 5523  Date: April 26, 2005 |

## TERMINAL DISCLAIMER

L&P Property Management Company, located at 4095 Firestone Boulevard,

South Gate, CA 90280 (hereinafter "Assignee"), by its undersigned attorney of record,

represents that it is the owner of the entire interest in the above-identified application (hereinafter "said Application") by virtue of an assignment July 5, 2002, at Reel 013057, Frame 0177.

Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on said Application, beyond the expiration date of the full statutory term of U.S. Patent No. 6,739,463 (hereinafter "said U.S. Patent"). Assignee hereby agrees that any patent granted on said Application shall be enforceable only for and during such period that the

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Sir:

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legal title of the patent granted on said Application should be the same as the legal title to said

U.S. Patent. This agreement shall run with any patent granted on said Application and be

binding upon the grantee, its successors or assigns. In making the above disclaimer, Assignee

does not disclaim any terminal part of the patent granted on said Application prior to the

expiration date of the full statutory term of said U.S. Patent, in the event that said U.S. Patent

later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a

court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under

37 CFR 1.321, has all claims canceled by reexamination certificate, is reissued, or is otherwise

terminated prior to expiration of its statutory term.

The undersigned is empowered to act on behalf of Assignee.

I hereby declare that all statements made herein of my own knowledge are true,

and that all statements made on information and belief are believed to be true; and further, that

these statements are made with the knowledge that willful false statements, and the like so made,

are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United

States Code, and that such willful false statements may jeopardize the validity of the application

or any patent issuing thereon.

Date: 4/26/05

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